IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 16758 of 2007(T)

PETITIONER:

V.P.ABDUL NASER, S/O.ABOOBACKER,
VALIYAPURACKAL HOUSE, PARANTHALOOR P.O.,
MALAPPURAM.

BY ADV. SRI.B.S.SWATHY KUMAR

RESPONDENTS:

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1. SUB INSPECTOR OF POLICE, TIRUR,
MALAPPURAM.

2. THRIPANGOTTU GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
THRIPANGOTTU P.O., MALAPPURAM.

ADDL.R-3. THE DISTRICT COLLECTOR, MALAPPURAM.

Addl.R3 is impleaded as per order on I.A.No.7575/2007 dated 13.6.2007.

R1 to R3 BY GOVT. PLEADER SRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

WP(C) NO. 16758 OF 2007 T

Dated this the 13th day of June, 2007

J U D G M E N T

The petitioner's vehicle bearing Reg.No.KL-10/R-603 has been seized by the respondents on allegation of transport of river sand illegally. No final orders have been passed yet by the additional third respondent. The petitioner seeks interim custody of the vehicle pending passing final orders by the additional third respondent.

2. I have heard learned counsel for the petitioner as also the learned Government Pleader.

3. In the facts and circumstances of the case, the writ petition is disposed of on the following terms:-

The additional third respondent shall pass final orders in the matter, as expeditiously as possible. Pending passing of final orders, the additional third respondent shall release the petitioner's vehicle to him on his depositing an

amount of Rs.25,000/- and producing proof of ownership of the vehicle. This is subject to further condition that the petitioner shall not alienate or otherwise part with possession of the vehicle until final orders are passed by the additional third respondent.

The writ petition is disposed of with the above direction.

S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007